



Queensland

*Education (Overseas Students) Act 2018*

# **Education (Overseas Students) Regulation 2018**

**Current as at 1 January 2021**

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Queensland

# Education (Overseas Students) Regulation 2018

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# Education (Overseas Students) Regulation 2018

## 1 Short title

This regulation may be cited as the *Education (Overseas Students) Regulation 2018*.

## 2 Commencement

This regulation commences on 1 July 2018.

## 3 Fees

The fees payable under the Act are stated in schedule 1.

## 4 Waiver of fees

- (1) The chief executive may, under this section, waive all or part of a fee payable by a person under the Act.
- (2) The fee or part may be waived—
  - (a) before the fee would otherwise be payable; or
  - (b) after the fee has been paid.
- (3) However, the chief executive may waive all or part of the fee only if satisfied the person is experiencing, or has experienced, financial hardship because of—
  - (a) a declared public health emergency under the *Public Health Act 2005*; or
  - (b) a natural disaster.
- (4) The chief executive's power to waive the fee or part may be exercised—
  - (a) if the waiver applies generally or to a particular class of persons or matters—by notice published on the department's website; or

- (b) if the waiver applies to a particular person—by giving the person notice of the waiver.
- (5) A notice published or given under subsection (4) must state the amount of the fee being waived.
- (6) If the waiver applies to a particular person, the power to waive the fee or part may be exercised on the chief executive's own initiative or on the application of the person.

## **5 Appropriation from consolidated fund not authorised**

To remove any doubt, it is declared that section 4 does not purport to authorise the payment of an amount from the consolidated fund.

## **6 Transitional provision for Education Legislation (COVID-19 Emergency Response) Regulation 2020**

Section 4 applies only in relation to a fee payable on or after the commencement.

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## Schedule 1      Fees

### section 3

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1 Application for an approval—	
(a) for a school provider approval (Act, s 7(b))	373.35
(b) for a student exchange approval (Act, s 15(b))	nil
2 Application for amendment of an approval (Act, s 22(2)(b))—	
(a) for a school provider approval	93.40
(b) for a student exchange approval	nil
3 Application for renewal of an approval (Act, s 26(2)(b))—	
(a) for a school provider approval	373.35
(b) for a student exchange approval	nil